

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF IOWA  
EASTERN DIVISION

UNITED STATES OF AMERICA, )  
 )  
 Plaintiff, ) Civil Action No. C94-1023  
 )  
 vs. ) Hon. Michael J. Melloy  
 )  
 MERCY HEALTH SERVICES and ) **NOTICE OF DEPOSITIONS**  
 FINLEY TRI-STATES HEALTH )  
 GROUP, INC., )  
 )  
 Defendants. )

**NOTICE OF DEPOSITIONS**

<b>TO:</b>	<b>David A. Ettinger, Esq. Howard B. Iwrey, Esq. Honigman Miller Schwartz and Cohn 2290 First National Building Detroit, Michigan 48226-3583</b>
	<b>James D. Hodges, Esq. Shuttleworth &amp; Ingersoll, P.C. Firststar Bank Building P.O. Box 2107 Cedar Rapids, Iowa 52406-22107</b>

The United States notifies the defendants, pursuant to Fed. R. Civ. P. 30(b), that it will take depositions upon oral examination by stenographic means and videotape of the persons listed below commencing at the times and dates indicated. With the exception of Barry Harris, the depositions

will take place at the U.S. Attorney's Office, 425 2nd Street S.E., Ground Transportation Center, Suite 950, Cedar Rapids, Iowa, Barry Harris' deposition will take place at the United States Department of Justice, Antitrust Division, 555 Fourth Street, N.W., Room 9901, Washington, D.C. If necessary, each deposition will be continued from day to day or be adjourned until completed.

<u>Deponent</u>	<u>Date</u>	<u>Time</u>
<b>Mr. Lynn B. Fuller Dubuque Bank &amp; Trust 1398 Central Dubuque, Iowa 52004-0778(planned DRHS board member)</b>	August 19, 1994	8:30 a.m.
<b>Mr. Steven P. Sesterhenn Cycare Systems, Inc. One Cycare Plaza, Ste. 500 Dubuque, Iowa 52001</b>	August 19, 1994	1 p.m.
<b>Barry Harris, Ph.D. Economists, Inc. 12323 20th St., N.W. Ste. 600 Washington, D.C. 20036</b>	August 31, 1994	8:30 a.m.
<b><u>Rule 30(b)(6) Deposition</u> Mercy Health Services</b>	August 15,	19948:30 a.m.

Subject Matters:

- \* Money transfers and/or capital redistributions between Mercy Health Center and any of its parents or affiliates since January 1, 1989.
- \* Defendants' statement in "An Analysis of the Formation of Dubuque Regional Health System" that "[A]ll purchasers, including Deere, are likely to have benefited significantly from the Ottumwa merger."
- \* The preparation and dissemination of promotional materials regarding DRHS.
- \* The efficiencies that may or will be achieved as a result of the proposed partnership between Mercy Health Center and The Finley Hospital.

<b><u>Rule 30(b)(6) Deposition</u></b> Finley Tri-States Health Group, Inc.	August 16, 1994	1 p.m.
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Subject Matters:

- \* Defendants' statement in "An Analysis of the Formation of Dubuque Regional Health System" that "[A]ll purchasers, including Deere, are likely to have benefited significantly from the Ottumwa merger."
- \* The preparation and dissemination of promotional materials regarding DRHS.
- \* The efficiencies that may or will be achieved as a result of the proposed partnership between Mercy Health Center and The Finley Hospital.

<b><u>Rule 30(b)(6) Deposition</u></b> KPMG Peat Marwick 4200 Norwest Center 90th S. Seventh Street Minneapolis, MN 55402- 3900	August 18, 1994	1 p.m.
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Subject Matter:

The efficiencies that may or will be achieved as a result of the proposed partnership between Mercy Health Center and The Finley Hospital.

DATED: July 19, 1994

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Mary Beth McGee  
Eugene D. Cohen  
Jessica N. Cohen  
U.S. Department of Justice  
Antitrust Division  
555 4th Street, N.W., Room 9421  
Washington, D.C. 20001  
Tel: (202) 307-1027  
Fax: (202) 514-1517  
Attorneys for the United States